

0706 PERSONS ELIGIBLE FOR LEGAL ASSISTANCE

a. Members of the armed forces on active duty for 30 days or more. Legal assistance is intended primarily for active duty personnel, including reservists (and members of the National Guard) on active duty for 30 days or more. For reservists on active duty for less than 30 days, see sections 706 (b)(4) and 706 (b)(5).

b. Other persons eligible. As resources permit, legal assistance may also be provided to the following categories of people in the order listed:

- (1) Family members of active duty personnel and of personnel who died while on active duty.
- (2) Retired military personnel.
- (3) Family members of retired members and family members of deceased retired members.
- (4) Reservists on active duty for single periods of 29 days or less and their family members may be provided legal assistance in emergency cases.
- (5) For the purpose of enhancing the readiness of Reserve personnel for mobilization, premobilization legal counseling and assistance may be provided to active duty or inactive Reserve personnel consistent with mobilization readiness needs. Premobilization assistance normally will consist of drafting or updating wills, advance medical directives, and powers of attorney. Other assistance may be provided if it relates to recall or mobilization. Examples of such assistance include advice concerning rights under the Servicemembers' Civil Relief Act (SCRA) or the Uniformed Services Employment and Reemployment Rights Act (USERRA). Premobilization legal assistance services are not authorized for family members.
- (6) Members of Reserve components following release from active duty under a call or order to active duty for more than 30 days issued under a mobilization authority (as determined by the Secretary of Defense), for a period of time that begins on the date of the release and is not less than twice the length of the period served on active duty under that call or order to active duty.
- (7) Family members of members of the Reserve components listed in subsection (6) above.
- (8) Civilian personnel who are United States citizens, other than local hire employees, employed by,

serving with, or accompanying the Armed Forces of the United States, when they are assigned to a foreign country or to a vessel or unit of the Armed Forces of the United States deployed in excess of 30 days.

(9) Family members accompanying authorized civilians listed in subsection (8) above.

(10) Members of allied forces and their family members in the United States, serving with the Armed Forces of the United States.

(11) Other persons authorized by the Judge Advocate General.